

CHAPTER 159
CITY OF INDIANOLA

H. F. 762

AN ACT to legalize proceedings taken by the city of Indianola relating to the letting of certain contracts.

Whereas, the Indianola park and recreation commission entered into a contract with Howard Lester, Inc. for opening a dam, burying debris, and the grading and rolling of a parking area at a municipal park; and

Whereas, the Indianola park and recreation commission failed to advertise for bids by giving proper notice of the date, place, and time of the bid openings by proper publication prior to the date of the acceptance of the same; and

Whereas, the Indianola park and recreation commission also entered into a contract with Downing Construction, Inc. for the construction of sanitary facilities at a park at a cost of eleven thousand two hundred dollars and failed to hold a public hearing on the proposed project as required by law and further failed to advertise for bids by giving proper notice of the date, place, and time of the bid openings by proper publication prior to the date of the acceptance of the same; and

Whereas, some doubt has arisen as to the validity of the contract executed between the city of Indianola and Howard Lester, Inc., and the contract executed between the city of Indianola and Downing Construction, Inc. for certain construction projects at the municipal parks and said acts and contracts should be legalized and the matter once and for all be put to rest; Now Therefore,

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. That all proceedings taken by the Indianola park and recreation commission, pertaining to the letting of a contract for the opening of a dam, the burying of debris, and the grading and rolling of a parking area and the letting of a contract for the construction of sanitary facilities at a municipal park where the commission failed to hold a public hearing on the proposed projects and failed to properly publish notice of the time, place, and date of the bid opening, are validated, legalized, and confirmed and shall constitute valid, legal and binding contracts for the opening of a dam, the burying of debris, and the grading and rolling of a parking area at a municipal park and for the construction of sanitary facilities at a municipal park.

Approved June 4, 1979